

ELLIOTT & ELLIOTT, P.A.

ATTORNEYS AT LAW

1508 Lady Street

COLUMBIA, SOUTH CAROLINA 29201

[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)

SCOTT ELLIOTT

TELEPHONE (803) 771-0555

FACSIMILE (803) 771-8010

June 11, 2018

**VIA E-FILING**

Jocelyn Boyd, Esquire  
Chief Clerk and Administrator  
South Carolina Public Service Commission  
101 Executive Center Drive  
Columbia, SC 29210

RE: Duke Energy Carolinas, LLC Annual Review of Base Rates for Fuel Costs  
Docket No. 2018-3-E

Dear Ms. Boyd:

I have enclosed for filing the Petition to Intervene of the South Carolina Energy Users Committee ("SCEUC") in the above-captioned matter. By copy of this letter, I am serving all parties of record and requesting that each serve me with all outstanding motions or other pleadings, together with all discovery responses served to date and to be served.

If you have questions, please do not hesitate to contact me.

Sincerely,

ELLIOTT & ELLIOTT, P.A.

Scott Elliott

SE/lbk

Enclosures

cc: All parties of record (w/enc.)

**STATE OF SOUTH CAROLINA**  
**BEFORE THE PUBLIC SERVICE COMMISSION**  
**DOCKET NO. 2018-3-E**

IN THE MATTER OF:	)	
	)	
Duke Energy Carolinas, LLC Annual	)	<b>PETITION TO INTERVENE</b>
Review of Base Rates for	)	
Fuel Costs	)	

The South Carolina Energy Users Committee (“SCEUC”) hereby petitions the South Carolina Public Service Commission (“Commission”) pursuant to R.103-825 of the Commission’s rules and regulations to intervene and be made a party of record in the above-captioned docket. In support of this Petition, SCEUC would allege as follows:

1. That S.C. Code Ann. §58-27-865 (Supp. 2017) established a procedure for annual hearings to allow the Public Service Commission of South Carolina (“the Commission”) and all interested parties to review the fuel purchasing practices and policies of Duke Energy Carolinas, LLC (“Duke” or the “Company”) and for the Commission to determine if any adjustment in the fuel cost recovery mechanism is necessary and reasonable. As a part of the docket opened for the review of Duke’s fuel purchasing practices and policies, pursuant to S.C. Code Ann. § 58-39-140, the Commission will also determine whether an increase or decrease should be granted in the fuel cost component designed to recover the incremental or avoided costs Duke has incurred to implement the distributed energy resource program previously approved by the Commission.

2. That SCEUC is an association organized in the State of South Carolina, consisting of large consumers of energy which are engaged in various manufacturing enterprises throughout the State.

3. That a number of members of SCEUC purchase and consume substantial amounts of electricity from Duke.

4. That SCEUC and its members have a direct and material interest in the issues to be addressed and resolved by the Commission in this docket and the interests of its members are not adequately represented by the current parties to this proceeding.

5. That given the state of the record at this stage of the proceedings, SCEUC lacks sufficient information to fully develop and state its position in this proceeding at this time.

6. That granting SCEUC's request to be made a party of record in this proceeding is in the public interest, is consistent with the policies of the Commission in encouraging maximum public participation in issues before it, and should be allowed so that a full and complete record addressing its views and concerns can be developed.

7. That Petitioner is represented by counsel in this proceeding as follows:

Scott Elliott, Esquire  
Elliott & Elliott, P.A.  
1508 Lady Street  
Columbia, South Carolina 29201  
Telephone: 803-771-0555  
Fax: 803-771-8010  
[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)

WHEREFORE, Petitioner prays for the following relief:

a. That this Petition to Intervene be accepted and that Petitioner be made a party of record;

- b. That Petitioner be allowed to participate fully in this proceeding and take such positions as it deems advisable; and
- c. For such other and further relief as is just and proper.

P3



---

Scott Elliott, Esquire  
ELLIOTT & ELLIOTT, P.A.  
1508 Lady Street  
Columbia, SC 29201  
(803) 771-0555

*Attorney for the South Carolina Energy  
Users Committee*

Columbia, South Carolina  
June 11, 2018

## CERTIFICATE OF SERVICE

The undersigned employee of Elliott & Elliott, P.A. does hereby certify that (s)he has served below listed parties with a copy of the pleading(s) indicated below by mailing a copy of same to them in the United States mail, by regular mail, with sufficient postage affixed thereto and return address clearly marked on the date indicated below:

RE: Duke Energy Carolinas, LLC Annual Review of Base Rates for Fuel Costs

DOCKET NO.: 2018-3-E

PARTIES SERVED: **VIA ELECTONIC AND REGULAR MAIL**

Heather S. Smith, Esquire  
Deputy General Counsel  
Duke Energy Carolinas, LLC  
40 W. Broad Street, Suite 690  
Greenville, SC 29601  
[Heather.Smith@duke-energy.com](mailto:Heather.Smith@duke-energy.com)

Rebecca J. Dulin, Esquire  
Duke Energy Carolinas, LLC  
1201 Main Street, Suite 1180  
Columbia, SC 29201  
[Rebecca.Dulin@duke-energy.com](mailto:Rebecca.Dulin@duke-energy.com)

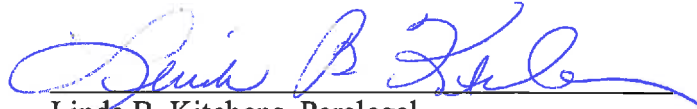
Frank R. Ellerbe, III, Esquire  
Sowell Gray Robinson Stepp Laffitte, LLC  
Post Office Box 11449  
Columbia, SC 29211  
[fellerbe@sowellgray.com](mailto:fellerbe@sowellgray.com)

Jeffrey M. Nelson, Esquire  
C. Lessie Hammonds, Esquire  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, SC 29201  
[jnelson@regstaff.sc.gov](mailto:jnelson@regstaff.sc.gov)  
[lhammon@regstaff.sc.gov](mailto:lhammon@regstaff.sc.gov)

PLEADING:

PETITION TO INTERVENE BY SOUTH CAROLINA  
ENERGY USERS COMMITTEE

June 11, 2018



Linda B. Kitchens, Paralegal  
ELLIOTT & ELLIOTT, P.A.  
1508 Lady Street  
Columbia, SC 29201  
[linda@elliottlaw.us](mailto:linda@elliottlaw.us)